UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

THE ANNUITY, PENSION, WELFARE and APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY FUNDS of the INTERNATIONAL UNION OF OPERATING ENGINEERS. LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO by its TRUSTEES EDWARD KELLY, JEFFREY LOUGHLIN, PETER PATERNO, ROSS PEPE, NICHOLAS SIGNORELLI and DEFAULT JUDGMENT NICHOLAS SIGNORELLI, JR., and JOHN and JANE DOE, as Beneficiaries of the ANNUITY, PENSION, WELFARE and APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY FUNDS of the INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO.

ORDER TO SHOW CAUSE FOR A

07-CIV-9382 (WCC)

ECF CASE

Plaintiffs,

-against-

REALIFE LAND IMPROVEMENT, INC.,

Defendant.

Upon the annexed Application for a Default Judgment including the Affidavit of James M. Steinberg, Esq. sworn to on the 26th day of December, 2007, and the exhibits attached thereto, it is

ORDERED that Defendant REALIFE LAND IMPROVEMENT, INC. show cause before the Honorable William C. Conner, at the United States District Courthouse, located at 300 Quarropas Street, Courtroom 620, White Plains, New York on the 65 day of February 2008, at 11:45 a.m./p.m. or as soon thereafter as counsel can be heard why an order should not be made herein for the entry of a Default Judgment against Defendant REALIFE LAND IMPROVEMENT, INC. in the amount of \$186,413.95, together with such other and further relief as this Court may deem just, proper and equitable.

USDU SURY

COPIES SEE SO COMMON OF PROGRAMMENT

IT IS FURTHER ORDERED that service of a copy of this Order *via* express overnight mail service, along with the Plaintiffs' Application for a Default Judgment and of the papers upon which the same is granted, on Defendant REALIFE LAND IMPROVEMENT, INC. at 84

Commerce Drive, Patterson, New York 12563, on or before January <u>//</u>, 2008, shall be sufficient service of this Order.

Dated: White Plains, New York
January 14, 2008

SO ORDERED:

The Honorable William C. Conner, U.S.D.J.

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